

50

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/994,846	SUGIMOTO, MIKA	
	<b>Examiner</b>	<b>Art Unit</b>	
	Ting Zhou	2173	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 08/09/2007.
2. ☒ The allowed claim(s) is/are 1-30.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |  |
|--|--|
| <ol style="list-style-type: none"> <li>1. <input type="checkbox"/> Notice of References Cited (PTO-892)</li> <li>2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)</li> <li>3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br/>Paper No./Mail Date <u>05/18/07, 5/5/03</u></li> <li>4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material</li> </ol> | <ol style="list-style-type: none"> <li>5. <input type="checkbox"/> Notice of Informal Patent Application</li> <li>6. <input type="checkbox"/> Interview Summary (PTO-413),<br/>Paper No./Mail Date _____.</li> <li>7. <input type="checkbox"/> Examiner's Amendment/Comment</li> <li>8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance</li> <li>9. <input type="checkbox"/> Other _____.</li> </ol> |
|--|--|

### DETAILED ACTION

1. The amendment filed on 9 August 2007 have been received and entered. New claim 30 has been amended. Claims 1-30 as amended are pending in the application.

2. The examiner notes that claims 1-29 were previously indicated as allowable subject matter in the office action dated 22 January 2007.

### *Allowable Subject Matter*

3. Claims 1-30 are allowed.

4. The following is an examiner's statement of reasons for allowance: The present invention teaches a homepage creation and update tool that allows users to select desired displayed images to indicate a homepage creation or update using the selected images. Each of the independent claims identifies the distinct feature of "when the user selects a plurality of desired images and indicates beginning of the homepage creation process, the selected images are sequentially presented individually in a predetermined order to said user to add comments before a homepage format of said image is generated that will automatically place said image into said selected layout format, if a new homepage is being created, or into an existing homepage layout, if an existing homepage is being updated". The closest prior art, Parker, in the book, The Complete Idiot's Guide to Microsoft FrontPage 2000 (hereinafter "Parker") teaches a homepage creation and update program (Microsoft FrontPage 2000) that causes a computer to execute the functions of displaying a plurality of stored images and allowing the user to select a desired image

Art Unit: 2173

(displaying a plurality of files, such as clip art images, for users to import into a webpage) (pages 88-91), allowing the user to indicate a beginning of a homepage creation process (users can create a new website, or update a website by using the FrontPage creator/editor to save and publish pages) (pages 15-16, 25 and 107), automatically performing the one of the creation and the update of a homepage using the desired image after the desired image is selected and the beginning of the homepage creation process is indicated by the user (after the user has added or edited a selected image, FrontPage will automatically create or update the page when the user selects the options to save the changes made to the website and upload and publish the newly added or edited images, pages etc.) (pages 26-27, 107 and 297-300); and arranging, when the user selects a plurality of desired images and indicates beginning of the homepage creation process, the selected plurality of images, automatically, according to image information stored in each image file by a camera (after the user has inserted or edited a selected image with corresponding image information stored in the image file, i.e. properties such as image width, height, direction, etc. in "Picture Properties", and selected the option to save and upload/publish the newly added or edited images to the web page, the web page is automatically created/updated with the images arranged in the user selected fashion, i.e. the size, height, placement, etc. of the images of the published website corresponds to the user edited "Picture Properties" information of the image; user can select images from a digital camera to be imported/uploaded into the webpage) (pages 26-27, 91-96, 102-107 and 297-300). However, the prior art fails to teach when the user selects a plurality of desired images and indicates beginning of the homepage creation process, the selected images are sequentially presented individually in a predetermined order to the user to allow the user to add comments before a homepage format of the image is

Art Unit: 2173

generated that will automatically place the image into the selected layout format, if a new homepage is being created, or into an existing homepage layout, if an existing being updated; in other words, the prior art fails to teach allowing a user to merely select images, and the tool will sequentially present these selected images so that the user can make comments for each image, and by only one additional command, the tool will then automatically generate the HTML code to place the image into the format of a new homepage or into the format of an existing homepage. Therefore, the prior art fails to anticipate or render the above limitations obvious.

5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

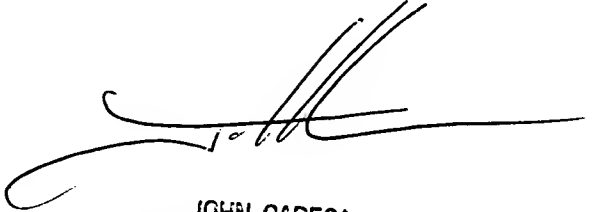
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ting Zhou whose telephone number is (571) 272-4058. The examiner can normally be reached on Monday - Friday 7:00 am - 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca can be reached at (571) 272-4048. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Art Unit: 2173

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

TZ



JOHN CABECA  
SUPERVISORY PATENT EXAMINER  
TECHNICAL CENTER 211